

ER-3-75111

**CONFIDENTIAL**

Security Information

✓ *and*  
The Honorable Herbert Brownell  
The Attorney General  
Washington 25, D. C.

Dear Herb:

In response to your oral request to me of a few days ago as to this Agency's views on the desirability of restricting travel by Soviet diplomatic personnel, I offer the following thoughts.

As General Smith stated in his letter to the Secretary of State of December 23, 1952, a copy of which was forwarded to your office and an additional one attached hereto, we favor rigid enforcement of present restrictions on the travel of Soviet Bloc diplomatic personnel to the end that their collection of intelligence information in the U. S. shall be made as difficult as possible. We further favor taking some steps to exclude such personnel from technical and professional meetings which, though not classified, frequently provide valuable items of technical data not otherwise readily available.

As far as covert collection of foreign intelligence is concerned, we feel that reciprocal retaliatory action the Bloc might take would not impair our effectiveness.

We recognize the primary responsibility of the Department of State for overseas overt collection and, therefore, feel that their views should be given great weight on the question of whether any restrictions we impose will result in retributive restrictions by the Soviet and its satellites of such a nature as to impede our collection activities more than we interfere with theirs.

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Inasmuch as State and the Services, who also participate through their attaches in overt collection abroad, are represented on the Interdepartmental Intelligence Conference, we feel that group might appropriately consider all aspects of the problem and have advised the Department of State accordingly.

Sincerely,

*SIGNED*

Allen W. Dulles  
Director

Enclosures (*copies of ER 3-5428*  
*+ ER 3-6135*  
*+ ER 3-6316*)

Distribution:

- 1 & 1 - Addressee
- 2 - Signer
- 2 - DD/I *WJ*

*FI by special memo*

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MEMORANDUM FOR: *Mr. Dulles -*

*In accordance with your  
request.*

*Recommend signature.*



STAT

*2 Mar.*  
\_\_\_\_\_  
(DATE)

OGC Has Reviewed

under the President's program. It would appear completely inconsistent for me to suspend the employee under these circumstances, and I have carefully reviewed the case and have determined that suspension is not necessary or desirable in the interests of national security. I am not only willing to have all the information reviewed by outside, impartial persons of proper qualifications, but believe it essential under the circumstances to have such a review and re-evaluation.

The Act of August 26, 1950, gives the head of the agency absolute right to suspend or not in any case to be reviewed under that Act, but it then proceeds to set certain requirements for notice and hearings if suspension is directed. I believe this is a necessary and proper protection for a suspended employee and that the statute was so worded to require this protection, but it appears to me that the spirit of Executive Order 10450 implies that the protection should run also to the Agency so that the head thereof can obtain the objective advice of an impartial board. I find nothing in the Act of August 26, 1950, or the Executive Order which forbids reference to a board under these circumstances, and it appears to me to be a highly proper and, in some instances, necessary procedure. This, in fact, seems to be the purport of Section 5 of the Executive Order, which provides that following receipt of derogatory information and prior to suspension under authority granted in paragraph 6 of the Order, the head of each agency "...shall review, or cause to be reviewed, ...the case of such...employee." (Emphasis added) OGC

Based on the foregoing, I feel it is quite proper to appoint a Board from the Civil Service Roster to consider the case of an employee who has not been suspended. FOIAB5

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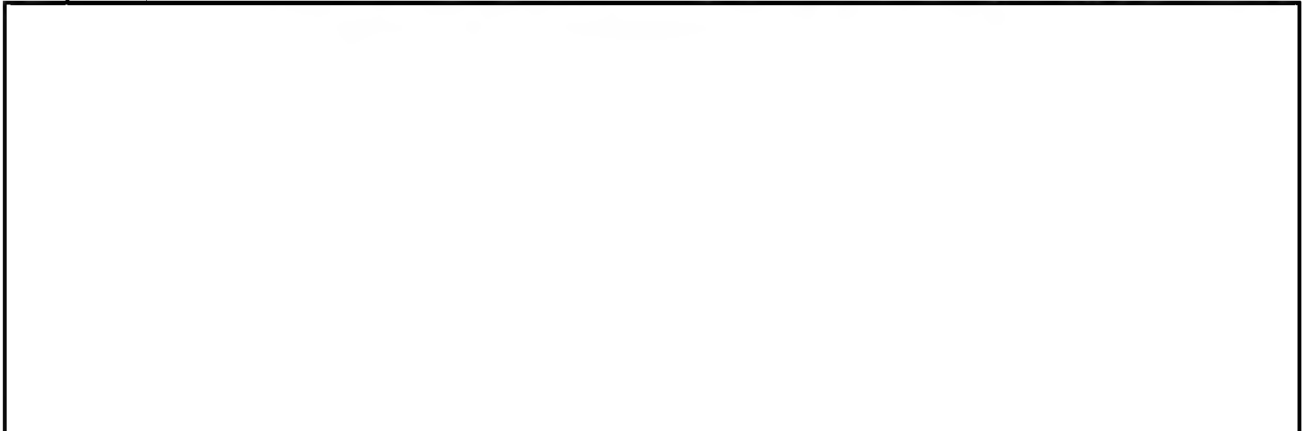
*has generally followed the practice of former action*

OGC

FOIAB5



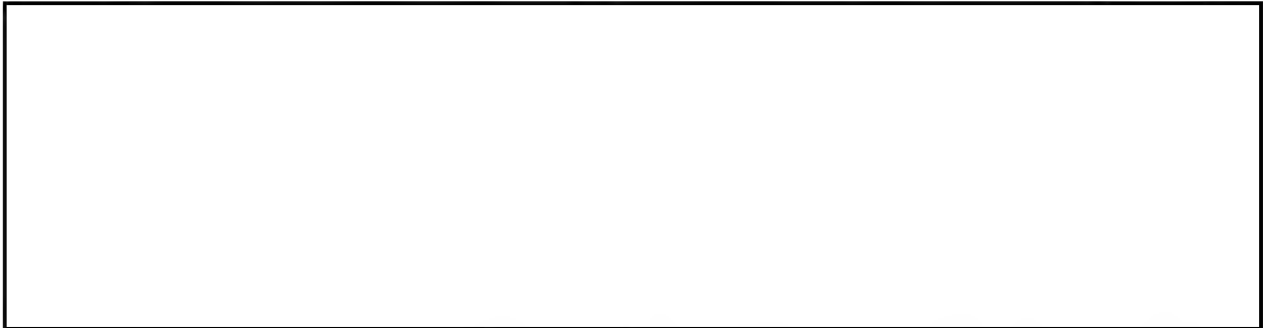
I could equally well meet the requirement for impartiality of re- OGC  
view by choosing boards from qualified people outside of the Govern-  
ment to review and recommend as might be appropriate, but <sup>where</sup> if the pro- FOIAB5  
cedures under the Executive Order ~~are adequate for our needs~~, I wish,  
of course, to ~~stay within the President's program.~~ *have recourse to*



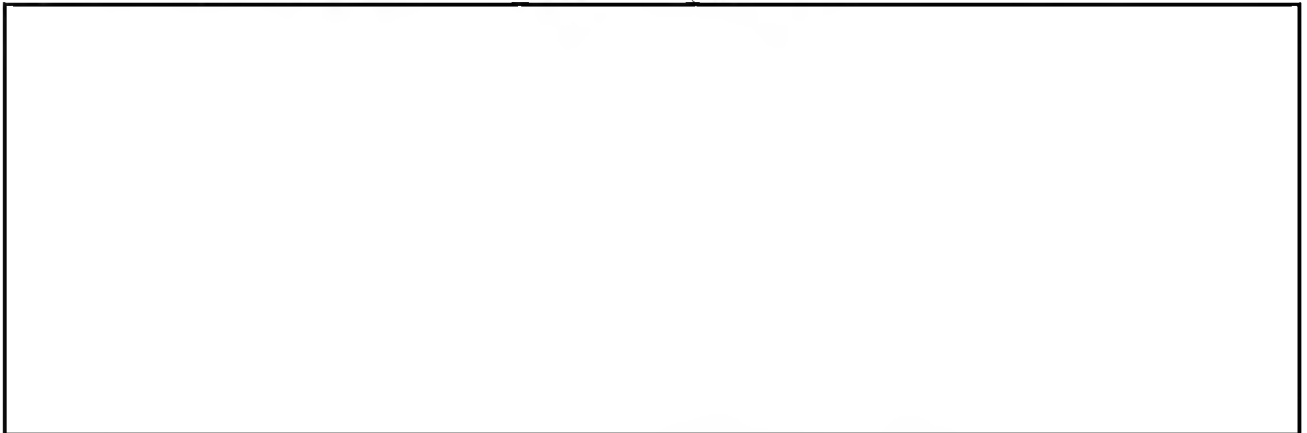
Sincerely yours,

Allen W. Dulles  
Director

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Sincerely yours,

OGC:TMF:LRH:imm

cc: DCI (2) ✓  
Director of Security  
OGC (2)  
A-DD/A

Allen W. Dulles  
Director

Originating Officer: /



Lawrence R. Houston  
General Counsel

Releasing Officer:



L. K. White  
Acting Deputy Director  
Administration

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